

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 1/21/2022

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MARK METZLER, individually and on behalf of :  
all others similarly situated, :  
Plaintiff, :  
-against- :  
PURE ENERGY USA LLC, :  
Defendant. :  
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21-CV-9798 (VEC)

ORDER

VALERIE CAPRONI, United States District Judge:

WHEREAS an initial pretrial conference was held on January 21, 2022 at 2:00 p.m.; and

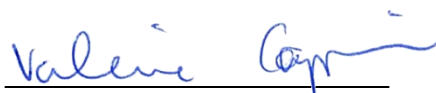
WHEREAS Defendant has requested that discovery be stayed pending its forthcoming motion to dismiss;

IT IS HEREBY ORDERED that Plaintiff must file his response, if any, to Defendant's request by **January 28, 2022**, in a letter of no more than five pages. Defendant's reply, if any, is due by **February 4, 2022**. The Court will defer entering a Case Management Plan pending resolution of whether discovery should be stayed.

IT IS FURTHER ORDERED that Defendant must answer or otherwise respond to Plaintiff's complaint by **February 2, 2022**. *See* Dkt. 11. If Defendant moves to dismiss, Plaintiff must either amend his complaint or respond to Defendant's motion by **March 2, 2022**. If Plaintiff chooses to respond, Defendant's reply is due by **March 16, 2022**.

**SO ORDERED.**

**Date: January 21, 2022**  
**New York, New York**

  
**VALERIE CAPRONI**  
**United States District Judge**